

**Nancy L Mello
Town Clerk**

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**TOWN OF TIVERTON, RHODE ISLAND
TOWN CLERK'S OFFICE
343 Highland Road**

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
COUNTY OF NEWPORT**

Posting Date: April 26, 2010

WARNING FOR FINANCIAL TOWN MEETING

By: NANCY L. MELLO, Town Clerk

To: RANDY COSTA, Town Sergeant or either of the Constables of said Town

GREETINGS

Pursuant to Chapter 3 of Title 45 of the General Laws of the State of Rhode Island, you are hereby required to post, at least seven (7) days before the Eighth of May, 2010 A.D., written notification in three or more public places in the said Town of Tiverton, Rhode Island, notifying and warning the electors of the said Town of Tiverton, qualified to vote upon any proposition to impose a tax or for the expenditure of money, to assemble in Town Meeting at the Tiverton Junior-Senior High School, 100 North Brayton Road in said Town of Tiverton on

SATURDAY, MAY 8, 2010 A.D.

at 9:00 a.m. (E.D.S.T.) for the purpose of ordering a tax to be levied and assessed on the ratable property of said Town and the inhabitants thereof for the payment of the Town's debts and interest, for the payment of the Town's proportion of the State Tax, for the support of schools and for the support and maintenance of the poor, for building, repairing and amending highways, for building, repairing and amending bridges, for the improvement, in any manner deemed fit, of any property belonging to the Town, for all necessary charges and expenses whatsoever arising within said Town, whether incidental or not to the above, for taking such action as may be expedient in relation to authorizing the Town Treasurer to release to the parties legally entitled to redeem the same, land conveyed by the Collector of Taxes to the Town when the time for redemption has not expired and also to vote and act on the matters and propositions below listed,

MODERATOR'S RESOLUTIONS /PROCEDURAL RULES

- 1) RESOLVED. that the Town Administrator, any Town Department Head, School Superintendent and Director of Library Services may participate in these proceedings, but may not vote if that person is not a registered elector of the Town of Tiverton.
- 2) RESOLVED. That in order to conduct an orderly flow of business, the Moderator will recognize the Chairman of the Budget Committee or his/her designee to place the Budget Committee's recommendation before the electors. After such time the Moderator shall recognize an amendment from the department/committee, if any, AND no more than THREE (3) amendments from the floor for a total of FOUR (4). All motions must be seconded.

Discussion shall be allowed in the reverse order in which the amendments were presented and by any maker of an amendment prior to any votes taken. In making said motion or amendment, the elector shall: (1) proceed to the nearest microphone; (2) state his/her name and address, and (3) state the motion or amendment, which must contain a specific dollar amount if voting on financial matter to include the Budget Committee's recommended amount, the dollar amount change, and a total after the dollar amount..

- 3) RESOLVED. No motion that alters, amends, rescinds, or reconsiders any previous action shall be entertained by the Moderator unless there are as many electors present as there were at the time the original vote was taken, further, the person making said motion shall have voted on the prevailing side and shall so swear or affirm such action to be true.
- 4) RESOLVED. The annual Town Meeting shall be deemed to have received the written reports of the Town Officers and Committees by this motion.
- 5) RESOLVED. After passing an amendment, a vote to pass the main motion will be taken without further discussion allowing the voted amendment to become final for that particular motion and becoming part thereof.
- 6) RESOLVED. No motion to approve the remainder of the budget as recommended or requested or amended, shall be approved unless said motion is adopted by a majority of the assembly.

TOWN COUNCIL RESOLUTION

RESOLVED, that pursuant to Section 204 of the Town Charter, the Town Council is hereby authorized to transfer ownership of any of the following of Tiverton's municipally owned buildings: Nonquit School, Old Ranger School, Judson Street Community Center, Senior Center, Town Hall and DPW facility; provided however that the Municipal Facilities Committee shall have completed its study of the current use and structural status of such buildings and submitted its recommendations to the Town Council; and further provided that any such transfer is either at not less than Fair Market Value (FMV) , or if less than FMV, to
a
non-profit or government entity acting for the public good; and provided that any such transfer
be subject to such conditions as required by the Town Council. This approval shall expire as of the second Saturday in May, 2011.

TIVERTON TAXPAYER RESOLUTION

- 1) WHEREAS, the Town has recently accumulated a very large debt burden due to the construction of three new elementary schools which replaced older schools; it is therefore

RESOLVED, that if the Town sells any old schools or other Town buildings, then the proceeds from any sale shall be used toward paying down the debt incurred from school-related bonds.

TIVERTON TAXPAYER RESOLUTION

- 2) WHEREAS, during Fiscal Year 2010-2011 the Town is projected to experience a decrease of

state aid from motor vehicle taxation (approximately \$1.4 million); and

WHEREAS, the Town may recoup all or part of this amount by local taxation (proposed real and tangible property tax increase approximately \$1.35 million); and

WHEREAS, there is a possibility that the state may fund all or part of the projected decrease of state aid from motor vehicle taxation, which would have the effect of local over-taxation; and

WHEREAS, there is a possibility that the state will allow the Town to increase the local motor vehicle tax to recoup all or part of this amount, which would have the effect of double taxation, possibly without regard to the state cap; it is therefore

RESOLVED that any revenue the Town receives from state aid or local taxation relating to motor vehicles above and beyond the anticipated local Motor Vehicle Tax amount of \$1,188,000 shall be refunded or credited to taxpayers, on a pro rata basis of the Fiscal Year 2010-2011 real property and tangible property tax roll(s).

BUDGET COMMITTEE RESOLUTIONS

- 1) RESOLVED, that the Town Treasurer is hereby authorized and empowered to release to the parties legally entitled to redeem the same, real estate conveyed to the Town by the Collector of Taxes, upon payment to the Town of taxes, penalties and expenses thereto, and to sell other parcels on which the period of redemption has expired.
- 2) RESOLVED, that the Town Treasurer is hereby authorized and empowered to borrow, if necessary, in the name and on the credit of the Town, such sums of money as may be required for the Fiscal Year ending June 30, 2011 for transacting the obligations incurred by appropriations made at this Financial Town Meeting, such sums of money not to exceed, in the aggregate, the sum of Five Hundred Thousand Dollars **(\$500,000.00)**.
- 3) RESOLVED, that all Municipal Capital accounts be restricted for their intended purpose and that no transfers are authorized out of those accounts.
- 4) RESOLVED, that if the Electors of this Financial Town Meeting appropriate an amount, no less than \$168,304.00 for the landfill closure restricted account under the Department of Public Works budget, such funds shall be placed in a Reserve Fund pursuant to Rhode Island General Law 45-11-1, and are to be used solely for the purpose of landfill closure.
- 5) RESOLVED, that all funds received from the Federal or State government for the purpose of reimbursing the Town for any expenditure authorized by appropriations made as a result of this Financial Town Meeting, other than expenditures authorized by appropriations for the School Department, shall be deposited into the Town General Fund as surplus.

Pursuant to the foregoing warrant, the following will be in order:

FIRST: The receipt of written reports of Town Officers and Committees and the acting thereon.

SECOND: The making of appropriations for support of schools, for general repair of highways, bridges, and town cemeteries, for the care and maintenance of and supplies for the Town operating departments, for the compensation of Town officers, support of the poor, payment of unpaid bills, lighting of streets, decoration of soldiers' graves, State taxes, insurance, support of libraries, etc.

THIRD: The voting on the Tax Resolution,

FOURTH: The transacting of such other business as may legally come before said meeting and for any and all purposes by law authorized.

**GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 26TH DAY OF APRIL, 2010
AT SAID TOWN OF TIVERTON, RHODE ISLAND.**

A true copy.

ATTEST:

NANCY L. MELLO, TOWN CLERK

**RANDY COSTA, TOWN SERGEANT: YOU ARE DIRECTED TO POST THIS
WARNING AND TO MAKE RETURN AS PROVIDED BY LAW.**